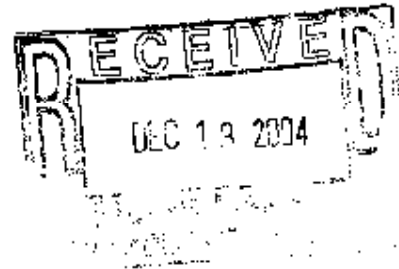


MEMO ENDORSED

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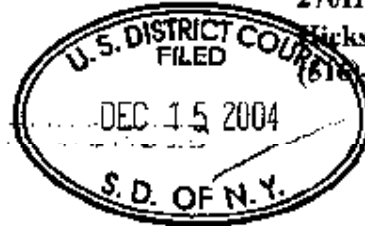
MEMO ENDORSED

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December 8, 2004

VIA FACSIMILE & REGULAR MAIL

Honorable Frank Maas  
United States Magistrate Judge  
500 Pear Street  
New York, New York 10007  
Attn: Richalyn Chambers

Re: Dominica Management, Inc. v. American University of  
Antigua College of Medicine et al  
04 Civ. 7675(RMB)(FM)

*Since I have excused Mr. Zuckerberg, this request is granted. The Court will, however, hold a P.R. in Courtroom 11C on 12/20/04 at 10 a.m. which all counsel must attend.*

*Filings, USAW, 12/15/04*

Dear Ms. Chambers:

I am in receipt of your letter dated December 7, 2004, scheduling a conference for December 17, 2004, at 4:00 p.m. It is my understanding that the subject of the conference will be the motion of Plaintiff's counsel, Cullen & Dykman to disqualify Leonard A. Sclafani, Esq. of Polatsek and Sclafani attorneys for Neal Simon due to his alleged conflict of interest.

The undersigned represents the Defendant Sol Weltman. Since Mr. Weltman takes no position as to whether Mr. Sclafani and his law firm should be disqualified it is respectfully requested that Judge Maas excuse my attendance at the scheduled conference. Please let me hear from you as soon as possible.

Of course, should you have any other questions please do not hesitate to contact the undersigned.

Respectfully yours,

NEIL R. FLAUM  
NRF/af  
Encl.

cc: Peter J. Mastaglio, Esq.  
Joshua Zuckerberg, Esq.  
Leonard A. Sclafani, Esq.]

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